

Message Text

CONFIDENTIAL

PAGE 01 USUN N 02470 032259 Z

73

ACTION L-03

INFO OCT-01 ARA-11 IO-13 ADP-00 CIAE-00 DODE-00 PM-07 H-02

INR-10 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15

USIA-12 SY-10 AID-20 OIC-04 RSR-01 /124 W

----- 120949

R 032213 Z JUL 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 8664

INFO AMEMBASSY MEXICO CITY

USMISSION GENEVA

C O N F I D E N T I A L USUN 2470

USMISSION GENEVA FOR STEVENSON

E. O. 11652: GDS

TAGS: PFOR, MX, UN

SUBJECT: PROTECTION OF DIPLOMATS, DRAFT ILC ARTICLES

REF: STATE 127920

1. THERE IS POSSIBLE DANGER IN GONZALEZ GALVEZ SUGGESTIONS RE USING ARTICLE 6 OAS CONVENTION APPROACH FOR REASONS OF ITS EFFECT ON SUBSTANCE OF CONVENTION ON PROTECTION OF DIPLOMATS AS WELL AS DEVELOPING LAW IN OTHER FIELDS.
 2. NORMAL WAY FOR CODIFICATION PROCESS TO OPERATE AND THE PRACTICE FOLLOWED BY UNGA IN MOST RECENT CASE IT NEGOTIATED SPECIAL MISSIONS CONVENTION IN 1968 AND 1969 WAS TO HOLD FIRST READING OF THE DRAFT ARTICLES IN THE 6 TH (LEGAL) COMMITTEE AND THEN REFER TO DRAFTING COMITE. BY CONTRAST, SUGGESTED MEXICAN APPROACH WOULD SEEM TO PROVIDE LITTLE OR NOT DETAILED GUIDANCE TO DRAFTING COMITE. NEVERTHELESS, THERE MIGHT BE SOME MERIT IN RECOGNITION THAT PRIMARY INITIAL FUNCTION OF THIS DRAFTING COMITE WOULD BE TO PROVIDE SMALLER, MORE INFORMAL FORUM FOR NEGOTIATION OF BASIC ISSUES. THIS COULD BE USEFUL IF DRAFTING COMITE WERE INSTRUCTED
- CONFIDENTIAL

CONFIDENTIAL

PAGE 02 USUN N 02470 032259 Z

REPORT BACK IN VERY BRIEF TIME (WEEK OR 10 DAYS) RATHER THAN SOME TIME IN NOVEMBER. THE " SOME TIME IN NOVEMBER" APPROACH WOULD TURN IDEA INTO TAILOR- MADE TOOL FOR DELAY BY MAKING IT IMPOSSIBLE FOR 6 TH COMMITTEE TO COMPLETE CPD BEFORE END 28 TH GA IN MID- DECEMBER.

3. RE SIZE OF DRAFTING COMITE, MISSION WOULD NOTE THAT ALL CODIFICATION EXERCISES IN GA IN RECENT YEARS, INCLUDING SPECIAL MISSIONS, HAVE OPERATED WITH 15 MEMBER DRAFTING COMITE. THIS SIZE COMITE OBVIOUSLY MORE EFFICIENT THAN 25. BELIEVE CONSIDERATION SHOULD ALSO BE GIVEN TO WHETHER US WISHES TRY FOR 15 MEMBER DRAFTING COMITE FOR LOS CONFERENCE BEFORE WE INDICATE WILLINGNESS GO ALONG WITH LARGER COMITE IN PROTECTION OF DIPLOMATS CONTEXT.
BENNETT

CONFIDENTIAL

NNNNMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts:
Control Number: n/a
Copy: SINGLE
Draft Date: 03 JUL 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: garlanwa
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN02470
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS BENNETT
Errors: n/a
Film Number: n/a
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730763/aaaajuyg.tel
Line Count: 81
Locator: TEXT ON-LINE
Office: ACTION L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 73 STATE 127920
Review Action: RELEASED, APPROVED
Review Authority: garlanwa
Review Comment: n/a
Review Content Flags:
Review Date: 28 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <28-Sep-2001 by elyme>; APPROVED <07-Dec-2001 by garlanwa>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> gwr 980306
Subject: PROTECTION OF DIPLOMATS, DRAFT ILC ARTICLES
TAGS: PFOR, MX, UN, PFOR
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005